

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

FILED

APR 01 2005

CATHY A. CATTERSON, CLERK
U.S. COURT OF APPEALS

NATIONAL MEAT ASSOCIATION,

Defendant - Intervenor -
Appellant,

v.

UNITED STATES DEPARTMENT OF
AGRICULTURE, Animal and Plant
Health Inspection Service; et al.,

Defendants - Appellees,

and,

RANCHERS CATTLEMEN ACTION
LEGAL FUND UNITED
STOCKGROWERS OF AMERICA,

Plaintiff - Appellee.

No. 05-35214

D.C. No. CV-05-00006-RFC
District of Montana,
Billings

RANCHERS CATTLEMEN ACTION
LEGAL FUND UNITED
STOCKGROWERS OF AMERICA,

Plaintiff - Appellee,

v.

No. 05-35264

D.C. No. CV-05-00006-RFC
District of Montana,
Billings

05-35214, 05-35264

UNITED STATES DEPARTMENT OF
AGRICULTURE, Animal and Plant
Health Inspection Service; et al.,

Defendants - Appellants.

ORDER

Appeal no. 05-35264 is a preliminary injunction appeal.

The Clerk shall amend the docket to reflect the above captions.

The motion by Ranchers Cattlemen Action Legal Fund United Stockgrowers of America in no. 05-35214 to extend time to file its answering brief is granted. The Clerk shall file the answering brief received March 30, 2005. The optional reply brief in no. 05-35214 is due within 7 days after service of the answering brief.

The motions in no. 05-35214 by Pioneer, Inc., Easterday Ranches, and American Meat Institute/North American Meat Processors, to appear as *amici curiae* are referred to the panel assigned to consider the merits of these appeals.

Within 7 days after the filing date of this order, American Meat Institute/North American Meat Processors shall file a corrected proposed *amicus* brief.

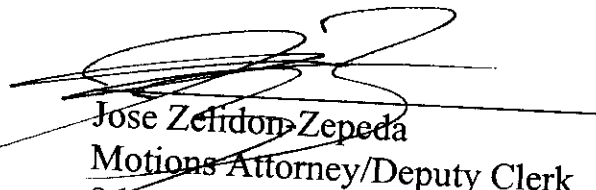
The briefing schedule established March 23, 2005 for no. 05-35264 shall

05-35214, 05-35264

remain in effect for that appeal.

To the extent practicable, these appeals shall be placed before the same merits panel for disposition.

For the Court



Jose Zelidon Zepeda
Motions Attorney/Deputy Clerk
9th Cir. R. 27-7
General Orders/Appendix A